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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

ANTONIOS S. SOULIS, Derivatively on
Behalf of NETFLIX, INC.,

Plaintiff,

vs.

REED HASTINGS, NEIL D. HUNT,
THEODORE A. SARANDOS, DAVID
HYMAN, DAVID B. WELLS, PATTY
MCCORD, LESLIE J. KILGORE,
CHARLES H. GIANCARLO, JAY C.
HOAG, TIMOTHY M. HALEY, RICHARD
N. BARTON, GEORGE BATTLE, and ANN
MATHER,

Defendants,

and

NETFLIX, INC., a Delaware corporation,

Nominal Defendant.

Case No. 5:12-cv-00927-HRL

**NOTICE OF VOLUNTARY DISMISSAL
WITHOUT PREJUDICE PURSUANT TO
FED. R. CIV. P. 41(A)(1)**

1 TO ALL PARTIES AND TO THEIR ATTORNEYS OF RECORD:

2 PLEASE TAKE NOTICE that pursuant to Rule 41(a)(1) of the Federal Rules of Civil
3 Procedure ("Rule 41(a)(1)"), plaintiff Antonios S. Soulis ("Plaintiff") voluntarily dismisses the
4 above-captioned action without prejudice, subject to Rule 23.1(c) of the Federal Rules of Civil
5 Procedure ("Rule 23.1(c)"). Dismissal without prejudice is proper by notice pursuant to Rule
6 41(a)(1) because defendants have not filed an answer or a motion for summary judgment. Plaintiff
7 respectfully submits that no notice to shareholders is required under Rule 23.1(c) because neither
8 Plaintiff nor Plaintiff's counsel has received or will receive any compensation for this dismissal, and
9 shareholder derivative actions are pending in the Superior Court of California, County of Santa
10 Clara, alleging identical or substantially similar claims on behalf of Netflix, Inc. as Plaintiff alleges
11 in this action.

12 DATED: May 8, 2012

ROBBINS UMEDA LLP
BRIAN J. ROBBINS
KEVIN A. SEELY
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15 /s/ Kevin A. Seely
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CERTIFICATE OF SERVICE

I hereby certify that on May 8, 2012, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, will send notification of such filing to the e-mail address denoted on the Electronic Mail Notice List, and I hereby certify that I have mailed the foregoing document *via* the United States Postal Service to the non-CM/ECF participants indicated on the Manual Notice List.

/s/ Kevin A. Seely

KEVIN A. SEELY